

***IN THE UNITED STATES PATENT AND TRADEMARK OFFICE***

Applicant: April J. A. HAFALIA, et al.  
Title: KINASES AND PHOSPHATASES  
Appl. No.: 10/533,523  
International Filing Date: 10/30/2003  
371(c) Date: 05/15/2006  
Examiner: Unassigned  
Art Unit: Unassigned  
Confirmation Number: Unassigned

**PETITION UNDER 37 C.F.R. § 1.47(a) – April J.A. Hafalia**

Sir:

Pursuant to 37 C.F.R. § 1.47(a) and the guidelines set forth in M.P.E.P. § 409.03, a request is hereby made to include April J.A. Hafalia as a joint inventor of the above-identified application even though she has been unable to be located and/or refuses join in the application by signing an oath or declaration complying with 37 C.F.R. § 1.63. A declaration complying with 37 C.F.R. § 1.63 signed by the joint inventors, is included herewith. Below is a description of the pertinent facts explaining the refusal of Ms. Hafalia to join in the subject application, as well as her last known address.

1. The named inventors of the above-identified application are as follows:

April J.A. Hafalia

Soo Yeun Lee

Jaji Murage

Anita Swarnakar

Narinder K. Chawla Walia

Reena Khare

Vicki S. Elliott

Uyen K. Tran

Jayalaxmi Ramkumar

Rajagopal Gururajan

Mariah R. Baughn

Kimberly J. Gietzen

Yonghong G. Yang

David Chien

Jonathan T. Wang

Kristin D. Favero

Shanya D. Becha

Thomas W. Richardson

Pei Jin

Phillip R. Hawkins

Henry Yue

Ernestine A. Lee

Joseph P. Marquis

2. The last known address of April J.A. Hafalia is: 15 Midvale Drive, Daly City, California 94015.
3. The following attempts were made to contact Ms. Hafalia to inform her that her signature was needed on a Declaration complying with 37 C.F.R. § 1.63 in connection with the above-identified application.

a. On January 30, 2006, a copy of the above-referenced application and a Declaration complying with 37 C.F.R. § 1.63, was sent to Ms. Hafalia from Michele Simkin, attorney for the applicants, via Federal Express. A letter was included requesting that she return the signed documents by March 1, 2006. Also included was a prepared return Federal Express label to ease Ms. Hafalia's return of the documents. Copies of the January 30, 2006, letter, Federal Express label, and Federal Express tracking information (showing the package was delivered on January 31, 2006) are attached.

- b. On March 21, 2006, Christine Arthur, a legal assistant employed by

Foley and Lardner LLP, called Ms. Hafalia three separate times at the number on record for her address and received a busy signal each time.

c. On April 7, 2006, Christine Arthur called Ms. Hafalia and received a message that the phone number had been disconnected. Ms. Arthur then contacted directory assistance who had no listing for Ms. Hafalia in Daly City, California.

d. As of the date of this petition, no signed documents regarding the above-captioned application have been received from Ms. Hafalia. No phone listing could be found for Ms. Hafalia in California.

4. In view of the multiple attempts made to contact Ms. Hafalia to execute the Declaration in connection with the subject application, and Ms. Hafalia's lack of responsiveness to these requests, it is apparent that Ms. Hafalia is unable to be located and/or is refusing to join in the subject application by executing the Declaration. Therefore, in accordance with 37 C.F.R. § 1.47(a), the undersigned petitions the U.S. Patent and Trademark Office to accept the accompanying Declaration complying with 37 C.F.R. § 1.63 executed by the other joint inventors of this application.

The fee for this Petition is \$130.00. A credit card payment for this amount is enclosed herewith. The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

The undersigned states declares further that all statements made herein are true and that all statements made herein on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

If there are any questions regarding the above, please contact the undersigned.

Respectfully submitted,

Date

May 15 2006

FOLEY & LARDNER LLP

Customer Number: 22428

Telephone: (202) 672-5538

Facsimile: (202) 672-5399

By

Michele M. Simkin

Michele M. Simkin

Attorney for Applicants

Registration No. 34,717

January 30, 2006

WRITER'S DIRECT LINE  
202.672.5538  
msimkin@foley.com EMAILCLIENT/MATTER NUMBER  
039386-2257**VIA FEDERAL EXPRESS DELIVERY**April J.A. Haflia  
15 Midvale Drive  
Daly City, CaliforniaRe: U.S. National Stage of Application No.: PCT/US03/34809  
Title: KINASES AND PHOSPHATASES  
Inventor(s): April J.A. Haflia et al.  
Our Ref.: 039386-2257  
Incyte Ref.: PF-1617 PCT

Dear Ms. Haflia:

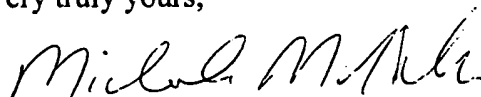
We are the legal representatives for Incyte Corporation. We currently are in the process of entering the U.S. national phase of the above-identified international application. Enclosed for your review is a copy of the published international application.

We ask that you please sign and date the enclosed Declaration and Assignment, and return these documents to us in the enclosed self-addressed Federal Express envelope as soon as possible, but no later than **March 1, 2006**, so that we may promptly file them with the U.S. Patent and Trademark Office. Please keep the enclosed application for your records.

Please make any corrections and/or additions necessary on the Declaration and Assignment and initial and date where corrections are needed.

We greatly appreciate your prompt attention to this matter. If you have any questions, please do not hesitate to contact us.

Very truly yours,



Michele M. Simkin

MMSC/clar  
Enclosures

002.1408228.1

BRUSSELS  
CHICAGO  
DETROIT  
JACKSONVILLELOS ANGELES  
MADISON  
MILWAUKEEORLANDO  
SACRAMENTO  
SAN DIEGO  
SAN DIEGO/DEL MARSAN FRANCISCO  
SILICON VALLEY  
TALLAHASSEETAMPA  
TOKYO  
WASHINGTON, D.C.  
WEST PALM BEACH

# Track Shipments Detailed Results

[Quick Help](#)

Tracking number	855867182437	Reference	039386 - 2257
Signed for by	99999999999999	Destination	DALY CITY, CA
Ship date	Jan 30, 2006	Service type	Standard Overnight
Delivery date	Jan 31, 2006 12:01 PM		
Status	Delivered		

Date/Time	Activity	Location	Details
Jan 31, 2006 12:01 PM	Delivered	DALY CITY, CA	Package delivered to recipient address - release authorized

Signature proof      Track more shipments

Email your detailed tracking results (optional)

Enter your email, submit up to three email addresses (separated by commas), add your message (optional), and click **Send email**.

From \_\_\_\_\_  
To \_\_\_\_\_

Add a message to this email.

**Ex** US Airbill  
Express

FedEx Tracking Number 8558 6718 2437

130106 Sender's FedEx Account Number 0200-5302-0

Mr. Simkin Phone (202) 672-5410

FOLEY & LARDNER LLP

3000 K ST NW STE 500

WASHINGTON State DC ZIP 20007-5111

Internal Billing Reference 03A386-02257

April J. A. Harbina Phone (650) 755-1739

15 Midvale Dr.

Deliver to P.O. boxes or P.O. ZIP codes.

Package to be held at a specific FedEx location, print FedEx address here.

Daly City State CA ZIP 94015

0325990309



## 4a Express Package Service

- |   |  |  |
|---|--|--|
| <input type="checkbox"/> FedEx Priority Overnight<br>Next business morning.* Friday shipments will be delivered on Monday unless SATURDAY Delivery is selected. | <input checked="" type="checkbox"/> FedEx Standard Overnight<br>Next business afternoon.* Saturday Delivery NOT available. | <input type="checkbox"/> FedEx First Overnight<br>Earliest next business morning delivery to select locations.* Saturday Delivery NOT available. |
| <input type="checkbox"/> FedEx 2Day<br>Second business day.* Thursday shipments will be delivered on Monday unless SATURDAY Delivery is selected.               | <input type="checkbox"/> FedEx Express Saver<br>Third business day.* Saturday Delivery NOT available.                      |  |
- \* To most locations. FedEx Envelope rate not available. Minimum charge: One-pound rate.

## 4b Express Freight Service

- |  |   |  |
|--|---|--|
| <input type="checkbox"/> FedEx 1Day Freight*<br>Next business day.* Friday shipments will be delivered on Monday unless SATURDAY Delivery is selected. | <input type="checkbox"/> FedEx 2Day Freight<br>Second business day.* Thursday shipments will be delivered on Monday unless SATURDAY Delivery is selected. | <input type="checkbox"/> FedEx 3Day Freight<br>Third business day.* Saturday Delivery NOT available. |
|--|---|--|
- \* Call for Confirmation. \*\* To most locations.

## 5 Packaging

- |  |  |                                    |                                     |                                |
|--|--|------------------------------------|-------------------------------------|--------------------------------|
| <input type="checkbox"/> FedEx Envelope* | <input checked="" type="checkbox"/> FedEx Pak*<br>Includes FedEx Small Pak, FedEx Large Pak, and FedEx Sturdy Pak. | <input type="checkbox"/> FedEx Box | <input type="checkbox"/> FedEx Tube | <input type="checkbox"/> Other |
|--|--|------------------------------------|-------------------------------------|--------------------------------|
- \* Declared value limit \$500.

## 6 Special Handling

- |  |   |   |
|--|---|---|
| <input type="checkbox"/> SATURDAY Delivery<br>NOT Available for FedEx Standard Overnight, FedEx First Overnight, FedEx Express Saver, or FedEx 3Day Freight. | <input type="checkbox"/> HOLD Weekday at FedEx Location<br>NOT Available for FedEx First Overnight. | <input type="checkbox"/> HOLD Saturday at FedEx Location<br>Available ONLY for FedEx Priority Overnight and FedEx 2Day to select locations. |
|--|---|---|
- Does this shipment contain dangerous goods?  
One box must be checked.
- |  |  |   |   |
|--|--|---|---|
| <input checked="" type="checkbox"/> No | <input type="checkbox"/> Yes<br>As per attached Shipper's Declaration. | <input type="checkbox"/> Yes<br>Shipper's Declaration not required. | <input type="checkbox"/> Dry Ice<br>Dry Ice, E UN 1845 _____ x _____ kg |
|--|--|---|---|
- Dangerous goods (including dry ice) cannot be shipped in FedEx packaging.
- ☐ Cargo Aircraft Only

## 7 Payment

- Bill to: Enter FedEx Acct. No. or Credit Card No. below.
- |  |                                    |                                      |                                      |                                     |
|--|------------------------------------|--------------------------------------|--------------------------------------|-------------------------------------|
| <input checked="" type="checkbox"/> Sender<br>Acct. No. in Section 1 will be billed. | <input type="checkbox"/> Recipient | <input type="checkbox"/> Third Party | <input type="checkbox"/> Credit Card | <input type="checkbox"/> Cash/Check |
|--|------------------------------------|--------------------------------------|--------------------------------------|-------------------------------------|

FedEx Acct. No. Credit Card No.	Total Packages	Total Weight	Total Declared Value*	Exp. Date
			\$ .00	

\*Our liability is limited to \$100 unless you declare a higher value. See back for details. By using this Airbill you agree to the service conditions on the back of this Airbill and in the current FedEx Service Guide, including terms that limit our liability.

## 8 NEW Residential Delivery Signature Options

- |   |  |   |
|---|--|---|
| <input type="checkbox"/> No Signature Required<br>Package may be left without obtaining a signature for delivery. | <input type="checkbox"/> Direct Signature<br>Anyone at recipient's address may sign for delivery. Fee applies. | <input type="checkbox"/> Indirect Signature<br>If no one is available at recipient's address, anyone at a neighboring address may sign for delivery. Fee applies. |
|---|--|---|

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Store your addresses at [fedex.com](http://fedex.com)  
Simplify your shipping. Manage your account. Access all the tools you need.

***IN THE UNITED STATES PATENT AND TRADEMARK OFFICE***

Applicant: April J. A. HAFALIA, et al.  
Title: KINASES AND PHOSPHATASES  
Appl. No.: 10/533,523  
International Filing Date: 10/30/2003  
371(c) Date: 05/15/2006  
Examiner: Unassigned  
Art Unit: Unassigned  
Confirmation Number: Unassigned

**PETITION UNDER 37 C.F.R. § 1.47(a) – Jagi Murage**

Sir:

Pursuant to 37 C.F.R. § 1.47(a) and the guidelines set forth in M.P.E.P. § 409.03, a request is hereby made to include Jagi Murage as a joint inventor of the above-identified application even though she has been unable to be located and/or refuses join in the application by signing an oath or declaration complying with 37 C.F.R. § 1.63. A declaration complying with 37 C.F.R. § 1.63 signed by the joint inventors, is included herewith. Below is a description of the pertinent facts explaining the refusal of Ms. Murage to join in the subject application, as well as her last known address.

1. The named inventors of the above-identified application are as follows:

April J.A. Hafalia

Soo Yeun Lee

Jaji Murage

Anita Swarnakar

Narinder K. Chawla Walia

Reena Khare

Vicki S. Elliott

Uyen K. Tran

Jayalaxmi Ramkumar

Rajagopal Gururajan

Mariah R. Baughn

Kimberly J. Gietzen

Yonghong G. Yang

David Chien

Jonathan T. Wang

Kristin D. Favero

Shanya D. Becha

Thomas W. Richardson

Pei Jin

Phillip R. Hawkins

Henry Yue

Ernestine A. Lee

Joseph P. Marquis

2. The last known address of Jagi Murage is: 1025 Foxchase Drive, San Jose, California 95123.
3. The following attempts were made to contact Ms. Murage to inform her that her signature was needed on a Declaration complying with 37 C.F.R. § 1.63 in connection with the above-identified application.

- a. On January 30, 2006, a copy of the above-referenced application and a Declaration complying with 37 C.F.R. § 1.63, was sent to Ms. Murage from Michele Simkin, attorney for the applicants, via Federal Express. A letter was included requesting that she return the signed documents by March 1, 2006. Also included was a prepared return Federal Express label to ease Ms. Murage's return of the documents. The letter and package was returned by Federal Express, who indicated that Ms. Murage was no longer at that address. Copies of the January 30, 2006, letter, Federal Express label, and Federal Express Exception label are attached.

b. On February 2, 2006, Christine Arthur, a legal assistant employed by Foley and Lardner LLP, called Ms. Murage at the number on record for her address and received a message that the phone number had been disconnected. Ms. Arthur then contacted directory assistance who had no listing for Ms. Murage in San Jose, California. Ms. Arthur then checked the internet and could find no listing for Ms. Murage in California.

c. As of the date of this petition, no signed documents regarding the above-captioned application have been received from Ms. Murage. No phone listing could be found for Ms. Murage in California.

4. In view of the attempts made to contact Ms. Murage to execute the Declaration in connection with the subject application, it is apparent that Ms. Murage is unable to be located to sign the Declaration. Therefore, in accordance with 37 C.F.R. § 1.47(a), the undersigned petitions the U.S. Patent and Trademark Office to accept the accompanying Declaration complying with 37 C.F.R. § 1.63 executed by the other joint inventors of this application.

The fee for this Petition is \$130.00. A credit card payment for this amount is enclosed herewith. The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

The undersigned states declares further that all statements made herein are true and that all statements made herein on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

If there are any questions regarding the above, please contact the undersigned.

Respectfully submitted,

Date May 15, 2006

FOLEY & LARDNER LLP  
Customer Number: 22428  
Telephone: (202) 672-5538  
Facsimile: (202) 672-5399

By Michele M. Simkin

Michele M. Simkin  
Attorney for Applicants  
Registration No. 34,717

January 30, 2006

WRITER'S DIRECT LINE  
202.672.5538  
msimkin@foley.com EMAILCLIENT/MATTER NUMBER  
039386-2257**VIA FEDERAL EXPRESS DELIVERY**Jaji Murage  
1025 Foxchase Drive  
San Jose, CA 95123Re: U.S. National Stage of Application No.: PCT/US03/34809  
Title: KINASES AND PHOSPHATASES  
Inventor(s): April J.A. Haflija et al.  
Our Ref.: 039386-2257  
Incyte Ref.: PF-1617 PCT

Dear Ms. Murage:

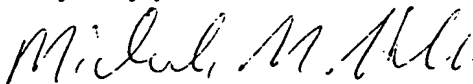
We are the legal representatives for Incyte Corporation. We currently are in the process of entering the U.S. national phase of the above-identified international application. Enclosed for your review is a copy of the published international application.

We ask that you please sign and date the enclosed Declaration and Assignment, and return these documents to us in the enclosed self-addressed Federal Express envelope as soon as possible, but no later than **March 1, 2006**, so that we may promptly file them with the U.S. Patent and Trademark Office. Please keep the enclosed application for your records.

Please make any corrections and/or additions necessary on the Declaration and Assignment and initial and date where corrections are needed.

We greatly appreciate your prompt attention to this matter. If you have any questions, please do not hesitate to contact us.

Very truly yours,



Michele M. Simkin

MMSC/clar  
Enclosures

002.1408228.1

BRUSSELS  
CHICAGO  
DETROIT  
JACKSONVILLELOS ANGELES  
MADISON  
MILWAUKEEORLANDO  
SACRAMENTO  
SAN DIEGO  
SAN DIEGO/DEL MARSAN FRANCISCO  
SILICON VALLEY  
TALLAHASSEETAMPA  
TOKYO  
WASHINGTON, D.C.  
WEST PALM BEACH

Express

Mcya  
slp

SIAMUR  
FedEx  
31JAN06  
FORM 0215  
8526 5120 3917  
SJC  
XH SJCA  
-CA-US  
95123

Deliver By:  
31JAN06  
A2

3



**FedEx**  
Express  
EXCEPTION / SEND AGAIN  
Customer's Package/Shipment was delayed due to:

FOR IN STATION USE ONLY

☐ Package Researched Date: Initial:

Comments:

- ☒ Address is correct/Recipient no longer at this address
- ☐ Incorrect recipient address/incomplete recipient address
- ☐ Need apartment or suite number
- ☐ Recipient moved and left no forwarding address or phone number
- ☐ Not in / Business closed / Not authorized to leave shipment without a signature
- ☐ 1st Attempt ☐ 2nd Attempt ☐ 3rd Attempt
- ☐ Signature required, please contact shipper for disposition
- ☐ Holiday / Closed
- ☐ Package not attempted (reason):
- ☐ Refused (reason):
- ☐ Future delivery. Reattempt on (date):
- ☐ Recipient requested hold for pickup
- ☐ Collect on Delivery. Payment not available. Reattempt to be made on (date):
- ☐ Bill recipient shipment, Payment not available. Reattempt to be made on (date):
- ☐ Other:

Date: Employee #: POD MUST BE OBTAINED WHEN DELIVERY IS COMPLETED.

\*REMOVE LABEL BEFORE DELIVERY\*

117465 M-0025 01/01 WCS

**FedEx** US Airbill

8526 5120 3917

0215

1. From This package can be returned to Recipient's records.

Date: 1/30/06 FedEx Tracking Number: 8526 5120 3917  
Sender's Name: M. G. HENRICHSEN Phone: 202 295-4755

Company: FOLEY & LARDNER LLP

Address: 3000 K ST NW STE 500  
City: WASHINGTON State: DC ZIP: 20007-5143

2. Your Internal Billing Reference: 0323861257

3. To Recipient's Name: Sayi M. M. Phone:

Company:

Recipient's Address: 0205 Tench...  
We cannot deliver to P.O. boxes or P.O. ZIP codes.

Address: 0205 Tench...  
City: State: ZIP: 02052

4a. Express Package Service  
☐ FedEx Priority Overnight ☒ FedEx Standard  
Next Business Morning Next Business Afternoon

☐ FedEx 2Day ☐ FedEx Express S  
Second Business Day Third Business Day  
FedEx Overnight and FedEx Priority Mail charges (One-pound rate)

4b. Express Freight Service

☐ FedEx 1Day Freight ☐ FedEx 2Day Freight  
Next Business Day Second Business Day  
Call for details.

5. Packaging

☐ FedEx Envelope ☒ FedEx Pak  
FedEx Large Pak, FedEx Small Pak, FedEx Surety Pak

6. Special Handling

☐ SATURDAY Delivery ☐ HI, LO Weekday  
Saturday Delivery for FedEx Priority Overnight, FedEx 2Day, FedEx 1Day Freight, and FedEx 2Day Freight to select ZIP codes.  
Does this shipment contain dangerous goods?  
☐ No ☐ Yes  
As per attached Shipper's Declaration  
Support's Declaration  
Dangerous goods including Dry Ice cannot be shipped in FedEx packaging.

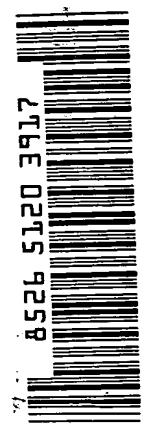
7. Payment

Billing To: Recipient ☐ Third Party  
Sender's Station ☐ Recipient ☐ Third Party  
I will be billed.

Total Packages

Total Weight

1. Our liability is limited to \$100 unless you declare a higher value. See 8. Sign to Authorize Delivery Without a Signature.



8526 5120 3917

By signing you authorize us to deliver not a signature and agree to indemnify and hold us harmless from any claims, damages, losses, and expenses, including attorney's fees, that may be asserted against us by a third party. Visit our Web site at [www.fedex.com](http://www.fedex.com) or call 1.800.FEDEX for more information. ©2005 FedEx Corporation.

0309340418

***IN THE UNITED STATES PATENT AND TRADEMARK OFFICE***

Applicant: April J. A. HAFALIA, et al.  
Title: KINASES AND PHOSPHATASES  
Appl. No.: 10/533,523  
International Filing Date: 10/30/2003  
371(c) Date: 05/15/2006  
Examiner: Unassigned  
Art Unit: Unassigned  
Confirmation Number: Unassigned

**PETITION UNDER 37 C.F.R. § 1.47(a) – Anita Swarnakar**

Sir:

Pursuant to 37 C.F.R. § 1.47(a) and the guidelines set forth in M.P.E.P. § 409.03, a request is hereby made to include Anita Swarnakar as a joint inventor of the above-identified application even though she has been unable to be located and/or refuses join in the application by signing an oath or declaration complying with 37 C.F.R. § 1.63. A declaration complying with 37 C.F.R. § 1.63 signed by the joint inventors, is included herewith. Below is a description of the pertinent facts explaining the refusal of Ms. Swarnakar to join in the subject application, as well as her last known address:

1. The named inventors of the above-identified application are as follows:

April J.A. Hafalia

Soo Yeun Lee

Jaji Murage

Anita Swarnakar

Narinder K. Chawla Walia

Reena Khare

Vicki S. Elliott

Uyen K. Tran

Jayalaxmi Ramkumar

Rajagopal Gururajan

Mariah R. Baughn

Kimberly J. Gietzen

Yonghong G. Yang

David Chien

Jonathan T. Wang

Kristin D. Favero

Shanya D. Becha

Thomas W. Richardson

Pei Jin

Phillip R. Hawkins

Henry Yue

Ernestine A. Lee

Joseph P. Marquis

2. The last known address of Anita Swarnakar is: 30 Portola Drive, San Francisco, California 94131.
3. The following attempts were made to contact Ms. Swarnakar to inform her that her signature was needed on a Declaration complying with 37 C.F.R. § 1.63 in connection with the above-identified application.
  - a. On January 30, 2006, a copy of the above-referenced application and a Declaration complying with 37 C.F.R. § 1.63, was sent to Ms. Swarnakar from Michele Simkin, attorney for the applicants, via Federal Express. A letter was included requesting that she return the signed documents by March 1, 2006. Also included was a prepared return Federal Express label to ease Ms. Swarnakar's return of the documents. Copies of the January 30, 2006, letter, Federal Express label, and Federal Express tracking information (showing the package was delivered on January 31, 2006) are attached.
  - b. On March 21, 2006, Christine Arthur, a legal assistant employed by

Foley and Lardner LLP, called Ms. Swarnakar at the number on record for her address and left a message for Ms. Swarnakar to please call back and confirm that she had received the documents, and would be returning the signed documents.

c. On April 7, 2006, Christine Arthur called Ms. Swarnakar and left a message for Ms. Swarnakar with a person at Ms. Swarnakar's residence for Ms. Swarnakar to please call regarding the documents. The person indicated that he knew the documents had been received, however, Ms. Swarnakar was out of town until April 12, 2006, and would sign and return the documents when she returned home.

d. On April 17, 2006, Ms. Arthur called Ms. Swarnakar and left a message for Ms. Swarnakar to please call back regarding the signed documents. Ms. Arthur also indicated in her message that Ms. Swarnakar could send the documents back via facsimile, if it was more convenient for Ms. Swarnakar.

e. On April 28, 2006, Ms. Arthur called Ms. Swarnakar and left a message for Ms. Swarnakar to please call back as soon as possible regarding the return of the signed documents.

f. As of the date of this petition, no signed documents regarding the above-captioned application have been received from Ms. Swarnakar and Ms. Swarnakar has not returned any phone calls.

4. In view of the attempts made to contact Ms. Swarnakar to execute the Declaration in connection with the subject application, it is apparent that Ms. Swarnakar is refusing to sign the Declaration. Therefore, in accordance with 37 C.F.R. § 1.47(a), the undersigned petitions the U.S. Patent and Trademark Office to accept the accompanying Declaration complying with 37 C.F.R. § 1.63 executed by the other joint inventors of this application.

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The undersigned states declares further that all statements made herein are true and that all statements made herein on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

If there are any questions regarding the above, please contact the undersigned.

Respectfully submitted,

Date May 15, 2006

FOLEY & LARDNER LLP  
Customer Number: 22428  
Telephone: (202) 672-5538  
Facsimile: (202) 672-5399

By Michele M. Simkin

Michele M. Simkin  
Attorney for Applicants  
Registration No. 34,717

January 30, 2006

WRITER'S DIRECT LINE  
202.672.5538  
msimkin@foley.com EMAIL

CLIENT/MATTER NUMBER  
039386-2257

**VIA FEDERAL EXPRESS DELIVERY**

Anita Swarnakar  
30 Portola Drive  
San Francisco, CA 94131

Re: U.S. National Stage of Application No.: PCT/US03/34809  
Title: KINASES AND PHOSPHATASES  
Inventor(s): April J.A. Haflija et al.  
Our Ref.: 039386-2257  
Incyte Ref.: PF-1617 PCT

Dear Ms. Swarnakar:

We are the legal representatives for Incyte Corporation. We currently are in the process of entering the U.S. national phase of the above-identified international application. Enclosed for your review is a copy of the published international application.

We ask that you please sign and date the enclosed Declaration and Assignment, and return these documents to us in the enclosed self-addressed Federal Express envelope as soon as possible, but no later than **March 1, 2006**, so that we may promptly file them with the U.S. Patent and Trademark Office. Please keep the enclosed application for your records.

Please make any corrections and/or additions necessary on the Declaration and Assignment and initial and date where corrections are needed.

We greatly appreciate your prompt attention to this matter. If you have any questions, please do not hesitate to contact us.

Very truly yours,



Michele M. Simkin

MMSC/clar  
Enclosures

002.1408228.1

BRUSSELS  
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DETROIT  
JACKSONVILLE

LOS ANGELES  
MADISON  
MILWAUKEE

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SAN DIEGO/DEL MAR

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TALLAHASSEE

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# Track Shipments Detailed Results

[Quick Help](#)

Tracking number 852651203906  
Signed for by 9999999999999999  
Ship date Jan 30, 2006  
Delivery date Jan 31, 2006 11:11 AM  
Status Delivered

Reference  
Destination  
Service type

039386-2257  
SAN FRANCISCO, CA  
Standard Overnight

Date/Time Activity  
Jan 31, 2006 11:11 AM Delivered

Location  
SAN FRANCISCO, CA

Details  
Package delivered to recipient address - release authorized

Signature proof

Track more shipments

Email your detailed tracking results (optional)

Enter your email, submit up to three email addresses (separated by commas), add your message (optional), and click Send email.

Add a message to this email

**US Airbill**  
Express  
FedEx Tracking Number 8526 5120 3906

Sender's FedEx Account Number 0200-5302-0  
Sender's Name C. Dreyer  
Phone (202) 295-4755

Company FOLEY & LARDNER LLP

Address 3000 K ST NW STE 500

City WASHINGTON State DC ZIP 20007-5143

Internal Billing Reference 039386 OPTIONAL 2257

Recipient's Name Anita Swarnakar Phone 115-041-0189

Company 30 Portola Dr.  
Address  
City San Francisco State CA ZIP 94131

SPH22  
0215  
Sender's Copy

## 4a Express Package Service

☐ FedEx Priority Overnight Next business morning\*  
☒ FedEx Standard Overnight Next business afternoon\*  
☐ FedEx First Overnight Earliest next business morning delivery to select locations\*  
☐ FedEx 2Day Second business day\*  
☐ FedEx Express Saver Third business day\*  
\* FedEx Envelope rate not available. Minimum charge: One-pound rate

Packages up to 150 lbs.

## 4b Express Freight Service

☐ FedEx 1Day Freight\* Next business day\*\*  
☐ FedEx 2Day Freight Second business day\*\*  
☐ FedEx 3Day Freight Third business day\*\*

Packages over 150 lbs.

## 5 Packaging

☐ FedEx Envelope\*  
☒ FedEx Pak\* Includes FedEx Small Pak, FedEx Large Pak, and FedEx Sturdy Pak  
☐ FedEx Box  
☐ FedEx Tube  
☐ Other

## 6 Special Handling

☐ SATURDAY Delivery Available ONLY for FedEx Priority Overnight, FedEx 2Day, FedEx 1Day Freight, and FedEx 2Day Freight to select ZIP codes  
☐ HOLD Weekday at FedEx Location NOT Available for FedEx First Overnight  
☐ HOLD Saturday at FedEx Location Available ONLY for FedEx Priority Overnight and FedEx 2Day to select locations

Does this shipment contain dangerous goods? One box must be checked.  
☒ No  
☐ Yes As per attached Shipper's Declaration  
☐ Yes Shipper's Declaration not required  
☐ Dry Ice Dry Ice, 9, UN 1845  
☐ Cargo Aircraft Only

## 7 Payment - Bill to:

Enter FedEx Acct. No. or Credit Card No. below.  
☒ Sender Acct. No. In Section 1 will be billed.  
☐ Recipient  
☐ Third Party  
☐ Credit Card  
☐ Cash/Check

FedEx Acct. No. Exp. Date  
Total Packages Total Weight Total Declared Value\*  
\$ .00  
FedEx Use Only

Your liability is limited to \$100 unless you declare a higher value. See back for details.

## 8 Sign to Authorize Delivery Without a Signature

By signing you authorize us to deliver this shipment without obtaining a signature and agree to indemnify and hold us harmless from any resulting claims.

466

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By using this Airbill you agree to the service conditions on the back of this Airbill and in our current Service Guide, including terms that limit our liability.

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0309340418

SFS - Rev. Date 11/03 - Part #158279-01/1994-2003 FedEx - PRINTED IN U.S.A.

***IN THE UNITED STATES PATENT AND TRADEMARK OFFICE***

Applicant: April J. A. HAFALIA, et al.  
Title: KINASES AND PHOSPHATASES  
Appl. No.: 10/533,523  
International Filing Date: 10/30/2003  
371(c) Date: 05/15/2006  
Examiner: Unassigned  
Art Unit: Unassigned  
Confirmation Number: Unassigned

**PETITION UNDER 37 C.F.R. § 1.47(a) – Narinder K. Chawla-Walia**

Sir:

Pursuant to 37 C.F.R. § 1.47(a) and the guidelines set forth in M.P.E.P. § 409.03, a request is hereby made to include Narinder K. Chawla-Walia as a joint inventor of the above-identified application even though she has been unable to be located and/or refuses join in the application by signing an oath or declaration complying with 37 C.F.R. § 1.63. A declaration complying with 37 C.F.R. § 1.63 signed by the joint inventors, is included herewith. Below is a description of the pertinent facts explaining the refusal of Ms. Chawla-Walia to join in the subject application, as well as her last known address.

1. The named inventors of the above-identified application are as follows:

April J.A. Hafalia

Soo Yeun Lee

Jaji Murage

Anita Swarnakar

Narinder K. Chawla Walia

Reena Khare

Vicki S. Elliott

Uyen K. Tran

Jayalaxmi Ramkumar

Rajagopal Gururajan

Mariah R. Baughn

Kimberly J. Gietzen

Yonghong G. Yang

David Chien

Jonathan T. Wang

Kristin D. Favero

Shanya D. Becha

Thomas W. Richardson

Pei Jin

Phillip R. Hawkins

Henry Yue

Ernestine A. Lee

Joseph P. Marquis

2. The last known address of Narinder K. Chawla-Walia is: 33 Union Square #712, Union City, California 94587.
3. The following attempts were made to contact Ms. Chawla-Walia to inform her that her signature was needed on a Declaration complying with 37 C.F.R. § 1.63 in connection with the above-identified application.
  - a. On January 30, 2006, a copy of the above-referenced application and a Declaration complying with 37 C.F.R. § 1.63, was sent to Ms. Chawla-Walia from Michele Simkin, attorney for the applicants, via Federal Express. A letter was included requesting that she return the signed documents by March 1, 2006. Also included was a prepared return Federal Express label to ease Ms. Chawla-Walia's return of the documents. Copies of the January 30, 2006, letter, Federal Express label, and Federal Express tracking information (showing the package was delivered on January 31, 2006) are attached.
  - b. On March 21, 2006, Christine Arthur, a legal assistant employed by

Foley and Lardner LLP, called Ms. Chawla-Walia at the number on record for her address and left a message for Ms. Chawla-Walia to please call back and confirm that she had received the documents, and would be returning the signed documents.

c. On April 7, 2006, Christine Arthur called Ms. Chawla-Walia and was told that there was no Narinder Chawla-Walia at that number. Ms. Arthur then contacted directory assistance who had no listing for Ms. Chawla-Walia in Union City, California.

d. As of the date of this petition, no signed documents regarding the above-captioned application have been received from Ms. Chawla-Walia. No phone listing could be found for Ms. Chawla-Walia in California.

4. In view of the multiple attempts made to contact Ms. Chawla-Walia to execute the Declaration in connection with the subject application, and Ms. Chawla-Walia's lack of responsiveness to these requests, it is apparent that Ms. Chawla-Walia is unable to be located and/or is refusing to join in the subject application by executing the Declaration. Therefore, in accordance with 37 C.F.R. § 1.47(a), the undersigned petitions the U.S. Patent and Trademark Office to accept the accompanying Declaration complying with 37 C.F.R. § 1.63 executed by the other joint inventors of this application.

The fee for this Petition is \$130.00. A credit card payment for this amount is enclosed herewith. The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

The undersigned states declares further that all statements made herein are true and that all statements made herein on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

If there are any questions regarding the above, please contact the undersigned.

Respectfully submitted,

Date May 15, 2006

FOLEY & LARDNER LLP  
Customer Number: 22428  
Telephone: (202) 672-5538  
Facsimile: (202) 672-5399

By Michele M. Simkin

Michele M. Simkin  
Attorney for Applicants  
Registration No. 34,717

January 30, 2006

**FOLEY & LARDNER LLP**  
**ATTORNEYS AT LAW**WASHINGTON HARBOUR  
3000 K STREET, N.W., SUITE 5  
WASHINGTON, D.C. 20007-514  
202.672.5300 TEL  
202.672.5399 FAX  
www.foley.comWRITER'S DIRECT LINE  
202.672.5538  
msimkin@foley.com EMAILCLIENT/MATTER NUMBER  
039386-2257**VIA FEDERAL EXPRESS DELIVERY**Narinder K. Walia  
33 Union Square #712  
Union City, CA 94587Re: U.S. National Stage of Application No.: PCT/US03/34809  
Title: KINASES AND PHOSPHATASES  
Inventor(s): April J.A. Hafliia et al.  
Our Ref.: 039386-2257  
Incyte Ref.: PF-1617 PCT

Dear Ms. Walia:

We are the legal representatives for Incyte Corporation. We currently are in the process of entering the U.S. national phase of the above-identified international application. Enclosed for your review is a copy of the published international application.

We ask that you please sign and date the enclosed Declaration and Assignment, and return these documents to us in the enclosed self-addressed Federal Express envelope as soon as possible, but no later than **March 1, 2006**, so that we may promptly file them with the U.S. Patent and Trademark Office. Please keep the enclosed application for your records.

Please make any corrections and/or additions necessary on the Declaration and Assignment and initial and date where corrections are needed.

We greatly appreciate your prompt attention to this matter. If you have any questions, please do not hesitate to contact us.

Very truly yours,



Michele M. Simkin

MMSC/clar  
Enclosures

002.1408228.1

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DETROIT  
JACKSONVILLELOS ANGELES  
MADISON  
MILWAUKEEORLANDO  
SACRAMENTO  
SAN DIEGO  
SAN DIEGO/DEL MARSAN FRANCISCO  
SILICON VALLEY  
TALLAHASSEETAMPA  
TOKYO  
WASHINGTON, D.C.  
WEST PALM BEACH

# Track Shipments Detailed Results

[Quick Help](#)

Tracking number	852651203880	Reference	039386-2257
Signed for by	R.JAYANEE	Destination	UNION CITY, CA
Ship date	Jan 30, 2006	Service type	Standard Overnight
Delivery date	Jan 31, 2006 1:17 PM		
Status	Delivered		

Date/Time	Activity	Location	Details
Jan 31, 2006	1:17 PM Delivered	UNION CITY, CA	

Signature proof      Track more shipments

Email your detailed tracking results (optional)

Enter your email, submit up to three email addresses (separated by commas), add your message (optional), and click Send email.

From

Add a message to this email.



**US Airbill**      FedEx Tracking Number **8526 5120 3880**

Please print and press hard.

1130106      Sender's FedEx Account Number      0200-5302-0

af's **C. Arthur**      Phone (202) 295-4755

**KEN ROBINSON**

Company **FOLEY & LARDNER LLP**

Address **3000 K ST NW STE 500**

**WASHINGTON**      State **DC**      ZIP **20007-5143**

Internal Billing Reference      039386-2257

Client's Name **Navinder Chawla**      Phone **510-217-5432**

Address **33 Union Sq. #712**

not deliver to P.O. boxes or P.O. ZIP codes.

Address **Union City**      State **CA**      ZIP **94587**

**SPH22**      **0215**      Sender's Copy

**4a Express Package Service**

☐ FedEx Priority Overnight      ☒ FedEx Standard Overnight      ☐ FedEx First Overnight

☐ FedEx 2Day      ☐ FedEx Express Saver

**4b Express Freight Service**

☐ FedEx 1Day Freight\*      ☐ FedEx 2Day Freight      ☐ FedEx 3Day Freight

**5 Packaging**

☐ FedEx Envelope\*      ☒ FedEx Pak\*      ☐ FedEx Box      ☐ FedEx Tube      ☐ Other

**6 Special Handling**

☐ SATURDAY Delivery      ☐ HOLD Weekday at FedEx Location      ☐ HOLD Saturday at FedEx Location

☒ No      ☐ Yes      ☐ Yes      ☐ Dry Ice      ☐ Cargo Aircraft Only

**7 Payment**      Bill to:      Enter FedEx Acct. No. or Credit Card No. below.

☒ Sender      ☐ Recipient      ☐ Third Party      ☐ Credit Card      ☐ Cash/Check

Total Packages      Total Weight      Total Declared Value\*

\$      .00

**8 Sign to Authorize Delivery Without a Signature**

By signing you authorize us to deliver this shipment without obtaining a signature and agree to indemnify and hold us harmless from any resulting claims.

**466**

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By using this Airbill you agree to the service conditions on the back of this Airbill and in our current Service Guide, including terms that limit our liability.

Questions? Visit our Web site at [fedex.com](http://fedex.com) or call 1.800.GoFedEx 1.800.463.3339.

0309340418

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***IN THE UNITED STATES PATENT AND TRADEMARK OFFICE***

Applicant: April J. A. HAFALIA, et al.  
Title: KINASES AND PHOSPHATASES  
Appl. No.: 10/533,523  
International Filing Date: 10/30/2003  
371(c) Date: 05/15/2006  
Examiner: Unassigned  
Art Unit: Unassigned  
Confirmation Number: Unassigned

**PETITION UNDER 37 C.F.R. § 1.47(a) – Jayalaxmi Ramkumar**

Sir:

Pursuant to 37 C.F.R. § 1.47(a) and the guidelines set forth in M.P.E.P. § 409.03, a request is hereby made to include Jayalaxmi Ramkumar as a joint inventor of the above-identified application even though she has been unable to be located and/or refuses join in the application by signing an oath or declaration complying with 37 C.F.R. § 1.63. A declaration complying with 37 C.F.R. § 1.63 signed by the joint inventors, is included herewith. Below is a description of the pertinent facts explaining the refusal of Ms. Ramkumar to join in the subject application, as well as her last known address.

1. The named inventors of the above-identified application are as follows:

April J.A. Hafalia

Soo Yeun Lee

Jaji Murage

Anita Swarnakar

Narinder K. Chawla Walia

Reena Khare

Vicki S. Elliott

Uyen K. Tran

Jayalaxmi Ramkumar

Rajagopal Gururajan

Mariah R. Baughn

Kimberly J. Gietzen

Yonghong G. Yang

David Chien

Jonathan T. Wang

Kristin D. Favero

Shanya D. Becha

Thomas W. Richardson

Pei Jin

Phillip R. Hawkins

Henry Yue

Ernestine A. Lee

Joseph P. Marquis

2. The last known address of Jayalaxmi Ramkumar is: 34359 Maybird Circle, Fremont, California 94555.
3. The following attempts were made to contact Ms. Ramkumar to inform her that her signature was needed on a Declaration complying with 37 C.F.R. § 1.63 in connection with the above-identified application.

- a. On January 30, 2006, a copy of the above-referenced application and a Declaration complying with 37 C.F.R. § 1.63, was sent to Ms. Ramkumar from Michele Simkin, attorney for the applicants, via Federal Express. A letter was included requesting that she return the signed documents by March 1, 2006. Also included was a prepared return Federal Express label to ease Ms. Ramkumar's return of the documents. Copies of the January 30, 2006, letter, Federal Express label, and Federal Express tracking information (showing the package was delivered on January 31, 2006) are attached.

- b. On March 21, 2006, Christine Arthur, a legal assistant employed by

Foley and Lardner LLP, called Ms. Ramkumar at the number on record for her address and left a message for Ms. Ramkumar to please call back and confirm that she had received the documents, and would be returning the signed documents.

c. On April 7, 2006, Christine Arthur called Ms. Ramkumar and left a message for Ms. Ramkumar to please call back and confirm that she had received the documents, and would be returning the signed documents.

d. On April 21, 2006, Christine Arthur called Ms. Ramkumar and received a message that the phone number was no longer in service. Ms. Arthur called directory assistance who had no listing for Ms. Ramkumar in Fremont, California.

e. As of the date of this petition, no signed documents regarding the above-captioned application have been received from Ms. Ramkumar. No phone listing could be found for Ms. Ramkumar in California.

4. In view of the multiple attempts made to contact Ms. Ramkumar to execute the Declaration in connection with the subject application, and Ms. Ramkumar's lack of responsiveness to these requests, it is apparent that Ms. Ramkumar is unable to be located and/or is refusing to join in the subject application by executing the Declaration. Therefore, in accordance with 37 C.F.R. § 1.47(a), the undersigned petitions the U.S. Patent and Trademark Office to accept the accompanying Declaration complying with 37 C.F.R. § 1.63 executed by the other joint inventors of this application.

The fee for this Petition is \$130.00. A credit card payment for this amount is enclosed herewith. The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

The undersigned states declares further that all statements made herein are true and that all statements made herein on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

If there are any questions regarding the above, please contact the undersigned.

Respectfully submitted,

Date May 15, 2006

FOLEY & LARDNER LLP  
Customer Number: 22428  
Telephone: (202) 672-5538  
Facsimile: (202) 672-5399

By Michele M. Simkin

Michele M. Simkin  
Attorney for Applicants  
Registration No. 34,717

January 30, 2006

WRITER'S DIRECT LINE  
202.672.5538  
msimkin@foley.com EMAILCLIENT/MATTER NUMBER  
039386-2257**VIA FEDERAL EXPRESS DELIVERY**Jayalaxmi Ramkumar  
34359 Maybird Circle  
Fremont, CA 94555Re: U.S. National Stage of Application No.: PCT/US03/34809  
Title: KINASES AND PHOSPHATASES  
Inventor(s): April J.A. Haflija et al.  
Our Ref.: 039386-2257  
Incyte Ref.: PF-1617 PCT

Dear Ms. Ramkumar:

We are the legal representatives for Incyte Corporation. We currently are in the process of entering the U.S. national phase of the above-identified international application. Enclosed for your review is a copy of the published international application.

We ask that you please sign and date the enclosed Declaration and Assignment, and return these documents to us in the enclosed self-addressed Federal Express envelope as soon as possible, but no later than **March 1, 2006**, so that we may promptly file them with the U.S. Patent and Trademark Office. Please keep the enclosed application for your records.

Please make any corrections and/or additions necessary on the Declaration and Assignment and initial and date where corrections are needed.

We greatly appreciate your prompt attention to this matter. If you have any questions, please do not hesitate to contact us.

Very truly yours,



Michele M. Simkin

MMSC/clar  
Enclosures

002.1408228.1

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MADISON  
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SACRAMENTO  
SAN DIEGO  
SAN DIEGO/DEL MARSAN FRANCISCO  
SILICON VALLEY  
TALLAHASSEETAMPA  
TOKYO  
WASHINGTON, D.C.  
WEST PALM BEACH

# Track Shipments Detailed Results

[? Quick Help](#)

Tracking number	852651203803	Reference	039386-2257
Signed for by	99999999999999	Destination	FREMONT, CA
Ship date	Jan 30, 2006	Service type	Standard Overnight
Delivery date	Jan 31, 2006 2:00 PM		
Status	Delivered		

Date/Time	Activity	Location	Details
Jan 31, 2006	2:00 PM Delivered	FREMONT, CA	Package delivered to recipient address - release authorized

[Signature proof](#) [Track more shipments](#)

Email your detailed tracking results (optional)

Enter your email, submit up to three email addresses (separated by commas), add your message (optional), and click **Send email**.

From

Add a message to this email.

**US Airbill**  
Express

FedEx  
Tracking  
Number

8526 5120 3803

11/11 Please print and press hard.

Sender's FedEx Account Number 0200-5302-0

Sender's name **C. D. D. D.** Phone (202) 295-4755

Company **FOLEY & LARDNER LLP**

Address **3000 K ST NW STE 500**

Dept./Floor/Suite/Room

City **WASHINGTON** State **DC** ZIP **20007-5143**

Our Internal Billing Reference

24 characters will appear on invoice.

Recipient's name **Sayalaxmi Ram Kumar** Phone **514-794-4710**

Company **341359 Maybird Cir.**

Recipient's address **341359 Maybird Cir.**

cannot deliver to P.O. boxes or P.O. ZIP codes.

Address **Fremont** State **CA** ZIP **94535**

request a package be held at a specific FedEx location, print FedEx address here.

**SPH22**  
**0215**  
**Sender's Copy**

## 4a Express Package Service

Packages up to 150 lbs.

☐ FedEx Priority Overnight  
Next business morning\*

☒ FedEx Standard Overnight  
Next business afternoon\*

☐ FedEx First Overnight  
Earliest next business morning  
delivery to select locations\*

☐ FedEx 2Day  
Second business day\*

☐ FedEx Express Saver  
Third business day\*

FedEx Envelope rate not available. Minimum charge: One-pound rate

## 4b Express Freight Service

Packages over 150 lbs.

☐ FedEx 1Day Freight\*

☐ FedEx 2Day Freight  
Second business day\*

☐ FedEx 3Day Freight  
Third business day\*

\* Call for Confirmation

## 5 Packaging

\* Declared value limit \$500

☐ FedEx Envelope\*

☒ FedEx Pak\*  
Includes FedEx Small Pak,  
FedEx Large Pak, and FedEx Surety Pak

☐ FedEx Box

☐ FedEx Tube

☐ Other

## 6 Special Handling

Include FedEx address in Section 3.

☐ SATURDAY Delivery

Available ONLY for  
FedEx Priority Overnight, FedEx 2Day,  
FedEx 1Day Freight, and FedEx 2Day  
Freight to select ZIP codes

☐ HOLD Weekday  
at FedEx Location

NOT Available for  
FedEx First Overnight

☐ HOLD Saturday  
at FedEx Location

Available ONLY for  
FedEx Priority Overnight and  
FedEx 2Day to select locations

Does this shipment contain dangerous goods?

☒ No

☐ Yes

As per attached  
Shipper's Declaration  
not required

☐ Yes

Shipper's Declaration  
not required

☐ Dry Ice

Dry Ice, 9 UN 1845

kg

Dangerous goods (including Dry Ice) cannot be shipped in FedEx packaging.

☐ Cargo Aircraft Only

## 7 Payment Bill to:

Enter FedEx Acct. No. or Credit Card No. below.

☒ Sender  
Acct. No. in Section  
1 will be billed.

☐ Recipient

☐ Third Party

☐ Credit Card

☐ Cash/Check

FedEx Acct. No.  
Credit Card No.

Exp.  
Date

Total Packages

Total Weight

Total Declared Value\*

\$ .00

\*Our liability is limited to \$100 unless you declare a higher value. See back for details.

FedEx Use Only

## 8 Sign to Authorize Delivery Without a Signature

By signing you authorize us to deliver this shipment without obtaining a signature and agree to indemnify and hold us harmless from any resulting claims.

466

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By using this Airbill you agree to the service conditions on the back of this Airbill and in our current Service Guide, including terms that limit our liability.

Questions? Visit our Web site at [fedex.com](http://fedex.com)  
or call 1.800.GoFedEx 1.800.463.3339.

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***IN THE UNITED STATES PATENT AND TRADEMARK OFFICE***

Applicant: April J. A. HAFALIA, et al.  
Title: KINASES AND PHOSPHATASES  
Appl. No.: 10/533,523  
International Filing Date: 10/30/2003  
371(c) Date: 05/15/2006  
Examiner: Unassigned  
Art Unit: Unassigned  
Confirmation Number: Unassigned

**PETITION UNDER 37 C.F.R. § 1.47(a) – Kimberly Gietzen**

Sir:

Pursuant to 37 C.F.R. § 1.47(a) and the guidelines set forth in M.P.E.P. § 409.03, a request is hereby made to include Kimberly Gietzen as a joint inventor of the above-identified application even though she has been unable to be located and/or refuses join in the application by signing an oath or declaration complying with 37 C.F.R. § 1.63. A declaration complying with 37 C.F.R. § 1.63 signed by the joint inventors, is included herewith. Below is a description of the pertinent facts explaining the refusal of Ms. Gietzen to join in the subject application, as well as her last known address.

1. The named inventors of the above-identified application are as follows:

April J.A. Hafalia

Soo Yeun Lee

Jaji Murage

Anita Swarnakar

Narinder K. Chawla Walia

Reena Khare

Vicki S. Elliott

Uyen K. Tran

Jayalaxmi Ramkumar

Rajagopal Gururajan

Mariah R. Baughn

Kimberly J. Gietzen

Yonghong G. Yang

David Chien

Jonathan T. Wang

Kristin D. Favero

Shanya D. Becha

Thomas W. Richardson

Pei Jin

Phillip R. Hawkins

Henry Yue

Ernestine A. Lee

Joseph P. Marquis

2. The last known address of Kimberly Gietzen is: 691 Los Heucos Drive, San Jose, California 95123.
3. The following attempts were made to contact Ms. Gietzen to inform her that her signature was needed on a Declaration complying with 37 C.F.R. § 1.63 in connection with the above-identified application.

- a. On January 30, 2006, a copy of the above-referenced application and a Declaration complying with 37 C.F.R. § 1.63, was sent to Ms. Gietzen from Michele Simkin, attorney for the applicants, via Federal Express. A letter was included requesting that she return the signed documents by March 1, 2006. Also included was a prepared return Federal Express label to ease Ms. Gietzen's return of the documents. Copies of the January 30, 2006, letter, Federal Express label, and Federal Express tracking information (showing the package was delivered on January 31, 2006) are attached.

- b. On March 21, 2006, Christine Arthur, a legal assistant employed by

Foley and Lardner LLP, called Ms. Gietzen at the number on record for her address and received no answer.

c. On April 7, 2006, Christine Arthur called Ms. Gietzen and received a message that the phone number had been disconnected. Ms. Arthur called directory assistance who did not have a listing for Ms. Gietzen in San Jose, California.

d. As of the date of this petition, no signed documents regarding the above-captioned application have been received from Ms. Gietzen. No phone listing could be found for Ms. Gietzen in California.

4. In view of the multiple attempts made to contact Ms. Gietzen to execute the Declaration in connection with the subject application, and Ms. Gietzen's lack of responsiveness to these requests, it is apparent that Ms. Gietzen is unable to be located and/or is refusing to join in the subject application by executing the Declaration. Therefore, in accordance with 37 C.F.R. § 1.47(a), the undersigned petitions the U.S. Patent and Trademark Office to accept the accompanying Declaration complying with 37 C.F.R. § 1.63 executed by the other joint inventors of this application.

The fee for this Petition is \$130.00. A credit card payment for this amount is enclosed herewith. The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

The undersigned states declares further that all statements made herein are true and that all statements made herein on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the

United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

If there are any questions regarding the above, please contact the undersigned.

Respectfully submitted,

Date May 15, 2006

FOLEY & LARDNER LLP

Customer Number: 22428

Telephone: (202) 672-5538

Facsimile: (202) 672-5399

By Michele M. Simkin

Michele M. Simkin

Attorney for Applicants

Registration No. 34,717

January 30, 2006

WRITER'S DIRECT LINE  
202.672.5538  
msimkin@foley.com EMAIL

CLIENT/MATTER NUMBER  
039386-2257

**VIA FEDERAL EXPRESS DELIVERY**

Kimberly J. Gietzen  
691 Los Heucos Drive  
San Jose, CA 95123

Re: U.S. National Stage of Application No.: PCT/US03/34809  
Title: KINASES AND PHOSPHATASES  
Inventor(s): April J.A. Haflija et al.  
Our Ref.: 039386-2257  
Incyte Ref.: PF-1617 PCT

Dear Ms. Gietzen:

We are the legal representatives for Incyte Corporation. We currently are in the process of entering the U.S. national phase of the above-identified international application. Enclosed for your review is a copy of the published international application.

We ask that you please sign and date the enclosed Declaration and Assignment, and return these documents to us in the enclosed self-addressed Federal Express envelope as soon as possible, but no later than **March 1, 2006**, so that we may promptly file them with the U.S. Patent and Trademark Office. Please keep the enclosed application for your records.

Please make any corrections and/or additions necessary on the Declaration and Assignment and initial and date where corrections are needed.

We greatly appreciate your prompt attention to this matter. If you have any questions, please do not hesitate to contact us.

Very truly yours,



Michele M. Simkin

MMSC/clar  
Enclosures

002.1408228.1

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Tracking number 855867182356  
Signed for by 9999999999999999  
Ship date Jan 30, 2006  
Delivery date Jan 31, 2006 10:39 AM  
Status Delivered

Reference 039386 - 2257  
Destination SAN JOSE, CA  
Service type Standard Overnight

Date/Time	Activity	Location	Details
Jan 31, 2006 10:39 AM	Delivered	SAN JOSE, CA	Package delivered to recipient address - release authorized

Signature proof Track more shipments

Email your detailed tracking results (optional)

Enter your email, submit up to three email addresses (separated by commas), add your message (optional), and click Send email.

From

Add a message to this email.

**Ex** US Airbill  
Express

FedEx Tracking Number 8558 6718 2356

Sender's FedEx Account Number 0200-5302-0

Phone (202) 672-5410

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3000 K ST NW STE 500

WASHINGTON State DC ZIP 20007-5111

Internal Billing Reference 039386-2257

K. Gietzen Phone 408-578-13280

691 Los Hencos Dr.

San Jose State CA ZIP 95123

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Sender's Copy

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☐ FedEx Express Saver  
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☐ FedEx 2Day Freight  
Second business day.\*\* Thursday shipments will be delivered on Monday unless SATURDAY Delivery is selected.

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FedEx Standard Overnight, FedEx First Overnight, FedEx Express Saver, or FedEx 3Day Freight.

☐ HOLD Weekday at FedEx Location NOT Available for FedEx First Overnight.

☐ HOLD Saturday at FedEx Location Available ONLY for FedEx Priority Overnight and FedEx 2Day to select locations.

Does this shipment contain dangerous goods?  
One box must be checked.

☒ No ☐ Yes  
As per attached Shipper's Declaration.

☐ Yes  
Shipper's Declaration not required.

☐ Dry Ice  
Dry ice, 9 UN 1845 x to

☐ Cargo Aircraft Only

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☒ Sender Acct. No. in Section 1 will be billed. ☐ Recipient ☐ Third Party ☐ Credit Card ☐ Cash/Check

FedEx Acct. No. Credit Card No. Ex. Date

Total Packages Total Weight Total Declared Value<sup>1</sup>

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☐ Direct Signature  
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☐ Indirect Signature  
If no one is available at recipient's address, anyone at a neighboring address may sign for delivery. Fee applies.

519

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***IN THE UNITED STATES PATENT AND TRADEMARK OFFICE***

Applicant: April J. A. HAFALIA, et al.  
Title: KINASES AND PHOSPHATASES  
Appl. No.: 10/533,523  
International Filing Date: 10/30/2003  
371(c) Date: 05/15/2006  
Examiner: Unassigned  
Art Unit: Unassigned  
Confirmation Number: Unassigned

**PETITION UNDER 37 C.F.R. § 1.47(a) – Kristen Favero**

Sir:

Pursuant to 37 C.F.R. § 1.47(a) and the guidelines set forth in M.P.E.P. § 409.03, a request is hereby made to include Kristen Favero as a joint inventor of the above-identified application even though she has been unable to be located and/or refuses join in the application by signing an oath or declaration complying with 37 C.F.R. § 1.63. A declaration complying with 37 C.F.R. § 1.63 signed by the joint inventors, is included herewith. Below is a description of the pertinent facts explaining the refusal of Ms. Favero to join in the subject application, as well as her last known address.

1. The named inventors of the above-identified application are as follows:

April J.A. Hafalia

Soo Yeun Lee

Jaji Murage

Anita Swarnakar

Narinder K. Chawla Walia

Reena Khare

Vicki S. Elliott

Uyen K. Tran

Jayalaxmi Ramkumar

Rajagopal Gururajan

Mariah R. Baughn

Kimberly J. Gietzen

Yonghong G. Yang

David Chien

Jonathan T. Wang

Kristin D. Favero

Shanya D. Becha

Thomas W. Richardson

Pei Jin

Phillip R. Hawkins

Henry Yue

Ernestine A. Lee

Joseph P. Marquis

2. The last known address of Kristen Favero is: 1660 Gordon Street #35, Redwood City, California 90077.
3. The following attempts were made to contact Ms. Favero to inform her that her signature was needed on a Declaration complying with 37 C.F.R. § 1.63 in connection with the above-identified application.

- a. On January 30, 2006, a copy of the above-referenced application and a Declaration complying with 37 C.F.R. § 1.63, was sent to Ms. Favero from Michele Simkin, attorney for the applicants, via Federal Express. A letter was included requesting that she return the signed documents by March 1, 2006. Also included was a prepared return Federal Express label to ease Ms. Favero's return of the documents. The letter and package was returned by Federal Express, who indicated that Ms. Favero had moved and left no forwarding address. Copies of the January 30, 2006, letter, Federal Express label, and Federal Express Exception sheet are attached.

b. On February 2, 2006, Christine Arthur, a legal assistant employed by Foley and Lardner LLP, called Ms. Favero at the number on record for her address and received a message that the phone number was no longer in service. Ms. Arthur then contacted directory assistance who had no listing for Ms. Favero in Redwood City, California. Ms. Arthur then checked the internet and could find no listing for Ms. Favero in California.

c. As of the date of this petition, no signed documents regarding the above-captioned application have been received from Ms. Favero. No phone listing could be found for Ms. Favero in California.

4. In view of the attempts made to contact Ms. Favero to execute the Declaration in connection with the subject application, it is apparent that Ms. Favero is unable to be located to sign the Declaration. Therefore, in accordance with 37 C.F.R. § 1.47(a), the undersigned petitions the U.S. Patent and Trademark Office to accept the accompanying Declaration complying with 37 C.F.R. § 1.63 executed by the other joint inventors of this application.

The fee for this Petition is \$130.00. A credit card payment for this amount is enclosed herewith. The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

The undersigned states declares further that all statements made herein are true and that all statements made herein on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

If there are any questions regarding the above, please contact the undersigned.

Respectfully submitted,

Date May 15, 2006

FOLEY & LARDNER LLP  
Customer Number: 22428  
Telephone: (202) 672-5538  
Facsimile: (202) 672-5399

By Michele M. Simkin

Michele M. Simkin  
Attorney for Applicants  
Registration No. 34,717



January 30, 2006

FOLEY & LARDNER LLP  
ATTORNEYS AT LAW  
WASHINGTON HARBOUR  
3000 K STREET, N.W., SUITE 5  
WASHINGTON, D.C. 20007-514  
202.672.5300 TEL  
202.672.5399 FAX  
www.foley.com

WRITER'S DIRECT LINE  
202.672.5538  
msimkin@foley.com EMAIL

CLIENT/MATTER NUMBER  
039386-2257

**VIA FEDERAL EXPRESS DELIVERY**

Kristin D. Favero  
1660 Gordon Street #35  
Redwood City, CA 90077

Re: U.S. National Stage of Application No.: PCT/US03/34809  
Title: KINASES AND PHOSPHATASES  
Inventor(s): April J.A. Hafli et al.  
Our Ref.: 039386-2257  
Incyte Ref.: PF-1617 PCT

Dear Ms. Favero:

We are the legal representatives for Incyte Corporation. We currently are in the process of entering the U.S. national phase of the above-identified international application. Enclosed for your review is a copy of the published international application.

We ask that you please sign and date the enclosed Declaration and Assignment, and return these documents to us in the enclosed self-addressed Federal Express envelope as soon as possible, but no later than **March 1, 2006**, so that we may promptly file them with the U.S. Patent and Trademark Office. Please keep the enclosed application for your records.

Please make any corrections and/or additions necessary on the Declaration and Assignment and initial and date where corrections are needed.

We greatly appreciate your prompt attention to this matter. If you have any questions, please do not hesitate to contact us.

Very truly yours,

Michele M. Simkin

MMSC/clar  
Enclosures

002.1408228.1

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TALLAHASSEE

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date 2/15  
p 536688

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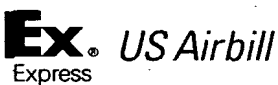
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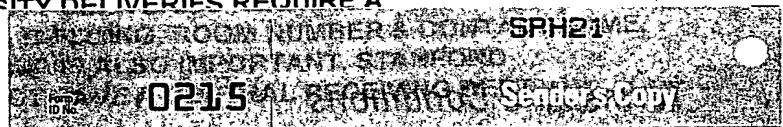
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Internal Billing Reference 039386-2257  
Shipper's Name Kristen Favero Phone 650-201-1572  
Address 1600 Gordon St. #35  
Delivery to P.O. boxes or P.O. ZIP codes \_\_\_\_\_ Dept./Floor/Suite/Room \_\_\_\_\_

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☐ HOLD Weekday at FedEx Location  
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☒ Sender  
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***IN THE UNITED STATES PATENT AND TRADEMARK OFFICE***

Applicant: April J. A. HAFALIA, et al.  
Title: KINASES AND PHOSPHATASES  
Appl. No.: 10/533,523  
International Filing Date: 10/30/2003  
371(c) Date: 05/15/2006  
Examiner: Unassigned  
Art Unit: Unassigned  
Confirmation Number: Unassigned

**PETITION UNDER 37 C.F.R. § 1.47(a) – Ernestine A. Lee**

Sir:

Pursuant to 37 C.F.R. § 1.47(a) and the guidelines set forth in M.P.E.P. § 409.03, a request is hereby made to include Ernestine A. Lee as a joint inventor of the above-identified application even though she has been unable to be located and/or refuses join in the application by signing an oath or declaration complying with 37 C.F.R. § 1.63. A declaration complying with 37 C.F.R. § 1.63 signed by the joint inventors, is included herewith. Below is a description of the pertinent facts explaining the refusal of Ms. Lee to join in the subject application, as well as her last known address.

1. The named inventors of the above-identified application are as follows:

April J.A. Hafalia

Soo Yeun Lee

Jaji Murage

Anita Swarnakar

Narinder K. Chawla Walia

Reena Khare

Vicki S. Elliott

Uyen K. Tran

Jayalaxmi Ramkumar

Rajagopal Gururajan

Mariah R. Baughn

Kimberly J. Gietzen

Yonghong G. Yang

David Chien

Jonathan T. Wang

Kristin D. Favero

Shanya D. Becha

Thomas W. Richardson

Pei Jin

Phillip R. Hawkins

Henry Yue

Ernestine A. Lee

Joseph P. Marquis

2. The last known address of Ernestine A. Lee is: 226 Arlington Avenue, Kensington, California 94707.
3. The following attempts were made to contact Ms. Lee to inform her that her signature was needed on a Declaration complying with 37 C.F.R. § 1.63 in connection with the above-identified application.

- a. On January 30, 2006, a copy of the above-referenced application and a Declaration complying with 37 C.F.R. § 1.63, was sent to Ms. Lee from Michele Simkin, attorney for the applicants, via Federal Express. A letter was included requesting that she return the signed documents by March 1, 2006. Also included was a prepared return Federal Express label to ease Ms. Lee's return of the documents. Copies of the January 30, 2006, letter, Federal Express label, and Federal Express tracking information (showing the package was delivered on January 31, 2006) are attached.

- b. On March 21, 2006, Christine Arthur, a legal assistant employed by

Foley and Lardner LLP, called Ms. Lee at the number on record for her address and left a message for Ms. Lee to please call back and confirm that she had received the documents, and would be returning the signed documents.

c. On April 7, 2006, Christine Arthur called Ms. Lee and left a message for Ms. Lee to please call back and confirm that she had received the documents, and would be returning the signed documents..

d. On April 17, 2006, Ms. Arthur called Ms. Lee and left a message for Ms. Lee to please call back regarding the signed documents. Ms. Arthur also indicated in her message that Ms. Lee could send the documents back via facsimile, if it was more convenient for Ms. Lee.

e. On April 28, 2006, Ms. Arthur called Ms. Lee and left a message for Ms. Lee to please call back as soon as possible regarding the return of the signed documents.

f. As of the date of this petition, no signed documents regarding the above-captioned application have been received from Ms. Lee and Ms. Lee has not returned any phone calls.

4. In view of the attempts made to contact Ms. Lee to execute the Declaration in connection with the subject application, it is apparent that Ms. Lee is refusing to sign the Declaration. Therefore, in accordance with 37 C.F.R. § 1.47(a), the undersigned petitions the U.S. Patent and Trademark Office to accept the accompanying Declaration complying with 37 C.F.R. § 1.63 executed by the other joint inventors of this application.

The fee for this Petition is \$130.00. A credit card payment for this amount is enclosed herewith. The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed

herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

The undersigned states declares further that all statements made herein are true and that all statements made herein on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

If there are any questions regarding the above, please contact the undersigned.

Respectfully submitted,

Date May 15, 2006

FOLEY & LARDNER LLP  
Customer Number: 22428  
Telephone: (202) 672-5538  
Facsimile: (202) 672-5399

By Michele M. Simkin

Michele M. Simkin  
Attorney for Applicants  
Registration No. 34,717

January 30, 2006

**FOLEY & LARDNER LLP  
ATTORNEYS AT LAW**WASHINGTON HARBOUR  
3000 K STREET, N.W., SUITE 5  
WASHINGTON, D.C. 20007-514  
202.672.5300 TEL  
202.672.5399 FAX  
www.foley.comWRITER'S DIRECT LINE  
202.672.5538  
msimkin@foley.com EMAILCLIENT/MATTER NUMBER  
039386-2257**VIA FEDERAL EXPRESS DELIVERY**Ernestine A. Lee  
226 Arlington Avenue  
Kensington, CA 94707Re: U.S. National Stage of Application No.: PCT/US03/34809  
Title: KINASES AND PHOSPHATASES  
Inventor(s): April J.A. Hafli et al.  
Our Ref.: 039386-2257  
Incyte Ref.: PF-1617 PCT

Dear Ms. Lee:

We are the legal representatives for Incyte Corporation. We currently are in the process of entering the U.S. national phase of the above-identified international application. Enclosed for your review is a copy of the published international application.

We ask that you please sign and date the enclosed Declaration and Assignment, and return these documents to us in the enclosed self-addressed Federal Express envelope as soon as possible, but no later than **March 1, 2006**, so that we may promptly file them with the U.S. Patent and Trademark Office. Please keep the enclosed application for your records.

Please make any corrections and/or additions necessary on the Declaration and Assignment and initial and date where corrections are needed.

We greatly appreciate your prompt attention to this matter. If you have any questions, please do not hesitate to contact us.

Very truly yours,



Michele M. Simkin

MMSC/clar  
Enclosures

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WASH\_1532481.1



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Tracking number	853150715531	Destination	BERKELEY, CA
Signed for by	CHRIS ARTHUR	Service type	Standard Overnight
Ship date	Jan 31, 2006		
Delivery date	Feb 1, 2006 11:13 AM		
Status	Delivered		

Date/Time	Activity	Location	Details
Feb 1, 2006 11:13 AM	Delivered	BERKELEY, CA	Package delivered to recipient address - release authorized

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***IN THE UNITED STATES PATENT AND TRADEMARK OFFICE***

Applicant: April J. A. HAFALIA, et al.  
Title: KINASES AND PHOSPHATASES  
Appl. No.: 10/533,523  
International Filing Date: 10/30/2003  
371(c) Date: 05/15/2006  
Examiner: Unassigned  
Art Unit: Unassigned  
Confirmation Number: Unassigned

**PETITION UNDER 37 C.F.R. § 1.47(a) – Joseph P. Marquis**

Sir:

Pursuant to 37 C.F.R. § 1.47(a) and the guidelines set forth in M.P.E.P. § 409.03, a request is hereby made to include Joseph P. Marquis as a joint inventor of the above-identified application even though he has been unable to be located and/or refuses join in the application by signing an oath or declaration complying with 37 C.F.R. § 1.63. A declaration complying with 37 C.F.R. § 1.63 signed by the joint inventors, is included herewith. Below is a description of the pertinent facts explaining the refusal of Mr. Marquis to join in the subject application, as well as his last known address.

1. The named inventors of the above-identified application are as follows:

April J.A. Hafalia

Soo Yeun Lee

Jaji Murage

Anita Swarnakar

Narinder K. Chawla Walia

Reena Khare

Vicki S. Elliott

Uyen K. Tran

Jayalaxmi Ramkumar

Rajagopal Gururajan

Mariah R. Baughn

Kimberly J. Gietzen

Yonghong G. Yang

David Chien

Jonathan T. Wang

Kristin D. Favero

Shanya D. Becha

Thomas W. Richardson

Pei Jin

Phillip R. Hawkins

Henry Yue

Ernestine A. Lee

Joseph P. Marquis

2. The last known address of Joseph P. Marquis is: 4903 Oakhill Circle, N. Greenbush, New York 12144.
3. The following attempts were made to contact Mr. Marquis to inform him that his signature was needed on a Declaration complying with 37 C.F.R. § 1.63 in connection with the above-identified application.

a. On January 30, 2006, a copy of the above-referenced application and a Declaration complying with 37 C.F.R. § 1.63, was sent to Mr. Marquis from Michele Simkin, attorney for the applicants, via Federal Express. A letter was included requesting that he return the signed documents by March 1, 2006. Also included was a prepared return Federal Express label to ease Mr. Marquis' return of the documents. Copies of the January 30, 2006, letter, Federal Express label, and Federal Express tracking information (showing the package was delivered on January 31, 2006) are attached.

b. On March 21, 2006, Christine Arthur, a legal assistant employed by

Foley and Lardner LLP, called Mr. Marquis at the number on record for his address. Mr. Marquis informed Ms. Arthur that he had moved and his new address was: 4138 Stonegate Way, Williamsville, New York 14221. Ms. Arthur then forwarded a copy of Michele Simkin's January 30, 2006 letter, a copy of the application, declaration and assignment documents, to Mr. Marquis at his new address via Federal Express. Copies of the Federal Express label, and Federal Express tracking information (showing the package was delivered on March 22, 2006) are attached

c. On April 7, 2006, Christine Arthur called Mr. Marquis and left a message for Mr. Marquis to please call back and confirm that he had received the documents, and would be returning the signed documents..

d. On April 17, 2006, Ms. Arthur called Mr. Marquis and left a message for Mr. Marquis to please call back regarding the signed documents. Ms. Arthur also indicated in her message that Mr. Marquis could send the documents back via facsimile, if it was more convenient for Mr. Marquis.

e. On April 28, 2006, Ms. Arthur called Mr. Marquis and left a message for Mr. Marquis to please call back as soon as possible regarding the return of the signed documents.

f. As of the date of this petition, no signed documents regarding the above-captioned application have been received from Mr. Marquis and Mr. Marquis has not returned any phone calls.

4. In view of the attempts made to contact Mr. Marquis to execute the Declaration in connection with the subject application, it is apparent that Mr. Marquis is refusing to sign the Declaration. Therefore, in accordance with 37 C.F.R. § 1.47(a), the undersigned petitions the U.S. Patent and Trademark Office to accept the accompanying Declaration complying with 37 C.F.R. § 1.63 executed by the other joint inventors of this application.

The fee for this Petition is \$130.00. A credit card payment for this amount is enclosed herewith. The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

The undersigned states declares further that all statements made herein are true and that all statements made herein on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

If there are any questions regarding the above, please contact the undersigned.

Respectfully submitted,

Date May 15, 2006

FOLEY & LARDNER LLP  
Customer Number: 22428  
Telephone: (202) 672-5538  
Facsimile: (202) 672-5399

By Michele M. Simkin

Michele M. Simkin  
Attorney for Applicants  
Registration No. 34,717

January 30, 2006

**FOLEY & LARDNER LLP**  
**ATTORNEYS AT LAW**WASHINGTON HARBOUR  
3000 K STREET, N.W., SUITE 5  
WASHINGTON, D.C. 20007-514  
202.672.5300 TEL  
202.672.5399 FAX  
www.foley.comWRITER'S DIRECT LINE  
202.672.5538  
msimkin@foley.com EMAILCLIENT/MATTER NUMBER  
039386-2257**VIA FEDERAL EXPRESS DELIVERY**Joseph P. Marquis  
4138 Stonegate Way  
Williamsville, NY 14221Re: U.S. National Stage of Application No.: PCT/US03/34809  
Title: KINASES AND PHOSPHATASES  
Inventor(s): April J.A. Hafliia et al.  
Our Ref.: 039386-2257  
Incyte Ref.: PF-1617 PCT

Dear Mr. Marquis:

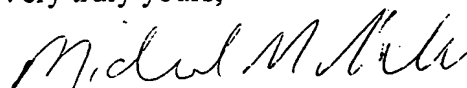
We are the legal representatives for Incyte Corporation. We currently are in the process of entering the U.S. national phase of the above-identified international application. Enclosed for your review is a copy of the published international application.

We ask that you please sign and date the enclosed Declaration and Assignment, and return these documents to us in the enclosed self-addressed Federal Express envelope as soon as possible, but no later than **March 1, 2006**, so that we may promptly file them with the U.S. Patent and Trademark Office. Please keep the enclosed application for your records.

Please make any corrections and/or additions necessary on the Declaration and Assignment and initial and date where corrections are needed.

We greatly appreciate your prompt attention to this matter. If you have any questions, please do not hesitate to contact us.

Very truly yours,



Michele M. Simkin

MMSC/clar  
Enclosures

002.1408228.1

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SILICON VALLEY  
TALLAHASSEETAMPA  
TOKYO  
WASHINGTON, D.C.  
WEST PALM BEACH

**FedEx** US Airbill  
Express

FedEx Tracking Number 8531 5071 5564

1 From Please print and press hard.  
Date 3/2/06 Sender's FedEx Account Number 0200-5302-0  
Sender's Name C. Arthur Phone 202 295 14054  
Company Foley & Lander LLP  
Address 3000 K St. NW Ste 500  
City Wash DC State ZIP 20007

2 Your Internal Billing Reference 039386-2257

3 To Recipient's Name Joseph Marquis Phone 1  
Company  
Recipient's Address 4903 Oakhill Cir.  
We cannot deliver to P.O. boxes or P.O. ZIP codes.  
Address  
To request a package be held at a specific FedEx location, print FedEx address here.  
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Date 1/3/06 Sender's FedEx Account Number 0200-5302-0  
Sender's Name Chris Arthur Phone 202 295 14054  
Company Foley & Lander LLP  
Address 3000 K St. NW Ste 500  
City Wash DC State ZIP 20007

2 Your Internal Billing Reference 039386-2257

3 To Recipient's Name Joseph Marquis Phone 1  
Company  
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☐ FedEx 2Day Second business day\* ☐ FedEx Express Saver Third business day\*  
FedEx Envelope rate not available. Minimum charge: One-pound rate.

4b Express Freight Service Packages over 150 lbs.  
☐ FedEx 1Day Freight\* Next business day\*\* ☐ FedEx 2Day Freight Second business day\*\* ☐ FedEx 3Day Freight Third business day\*\*  
\* Call for Confirmation: \*\* To most locations

5 Packaging Declared value limit \$500  
☐ FedEx Envelope\* ☒ FedEx Pak\* Includes FedEx Small Pak, FedEx Large Pak, and FedEx Sturdy Pak ☐ FedEx Box ☐ FedEx Tube ☐ Other

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Does this shipment contain dangerous goods?  
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Dangerous goods (including Dry Ice) cannot be shipped in FedEx packaging. ☐ Cargo Aircraft Only

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☒ Sender Acct. No. in Section 1 will be billed. ☐ Recipient ☐ Third Party ☐ Credit Card ☐ Cash/Check  
FedEx Acct. No. Credit Card No. Exp. Date  
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FedEx Envelope rate not available. Minimum charge: One-pound rate.

4b Express Freight Service Packages over 150 lbs.  
☐ FedEx 1Day Freight\* Next business day\*\* ☐ FedEx 2Day Freight Second business day\*\* ☐ FedEx 3Day Freight Third business day\*\*  
\* Call for Confirmation: \*\* To most locations

5 Packaging Declared value limit \$500  
☐ FedEx Envelope\* ☒ FedEx Pak\* Includes FedEx Small Pak, FedEx Large Pak, and FedEx Sturdy Pak ☐ FedEx Box ☐ FedEx Tube ☐ Other

6 Special Handling Include FedEx address in Section 3.  
☐ SATURDAY Delivery Available ONLY for FedEx Priority Overnight, FedEx 2Day, FedEx 1Day Freight, and FedEx 2Day Freight to select ZIP codes. ☐ HOLD Weekday at FedEx Location NOT Available for FedEx First Overnight. ☐ HOLD Saturday at FedEx Location Available ONLY for FedEx Priority Overnight and FedEx 2Day to select locations.  
Does this shipment contain dangerous goods?  
☒ No ☐ Yes One box must be checked. ☐ Yes Shipper's Declaration not required ☐ Yes Shipper's Declaration required ☐ Dry Ice Dry Ice, 5, UN 1845 x kg  
Dangerous goods (including Dry Ice) cannot be shipped in FedEx packaging. ☐ Cargo Aircraft Only

7 Payment Bill to: Enter FedEx Acct. No. or Credit Card No. below.  
☒ Sender Acct. No. in Section 1 will be billed. ☐ Recipient ☐ Third Party ☐ Credit Card ☐ Cash/Check  
FedEx Acct. No. Credit Card No. Exp. Date  
Total Packages Total Weight Total Declared Value\* \$ .00  
FedEx Use Only  
\*Our liability is limited to \$100 unless you declare a higher value. See back for details.


**8 Sign to Authorize Delivery Without a Signature**

By signing you authorize us to deliver this shipment without obtaining a signature and agree to indemnify and hold us harmless from any resulting claims.

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Tracking number	853150715553	Destination	NY
Ship date	Feb 6, 2006	Service type	Standard Pak
Status	Picked up		





Date/Time	Activity	Location	Details
Feb 6, 2006	3:00 PM Picked up	CHEEKTOWAGA, NY	

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Email address	Language	Exception updates	Delivery updates
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<input type="text"/>	English 	<input type="checkbox"/>	<input type="checkbox"/>
<input type="text"/>	English 	<input type="checkbox"/>	<input type="checkbox"/>
<input type="text"/>	English 	<input type="checkbox"/>	<input type="checkbox"/>

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Tracking number	853150715564	Reference	039386-2257
Signed for by	Signature release on file	Delivered to	Residence
Ship date	Mar 21, 2006	Service type	Standard Pak
Delivery date	Mar 22, 2006 2:25 PM	Weight	1.0 lbs.
Status	Delivered		





Date/Time	Activity	Location	Details
Mar 22, 2006	2:25 PM	Delivered	Left at front door. Package delivered to recipient address - release authorized
	8:17 AM	On FedEx vehicle for delivery	MENANDS, NY
	7:30 AM	At local FedEx facility	MENANDS, NY
	6:20 AM	At dest sort facility	LATHAM, NY
	4:20 AM	Departed FedEx location	MEMPHIS, TN
Mar 21, 2006	8:50 PM	Picked up	WASHINGTON, DC

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<input type="text"/>	English 	<input type="checkbox"/>	<input type="checkbox"/>
<input type="text"/>	English 	<input type="checkbox"/>	<input type="checkbox"/>
<input type="text"/>	English 	<input type="checkbox"/>	<input type="checkbox"/>

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